



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Van Dyke, et al.

Serial No.: 09/899,372

Filed: July 2, 2001

For: SOLUBLE KERATIN PEPTIDE

Group Art Unit: 1615

Examiner: Isis A D Ghali

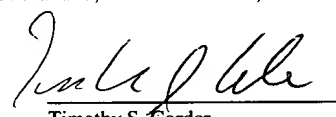
Atty. Dkt. No.: KER020/4-005CON

Confirmation No. 3035

CERTIFICATE OF MAILING

I, certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

April 28, 2006
Date


Timothy S. Corder

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Third Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Third Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and

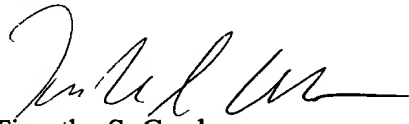
is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Third Supplemental Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits after the filing of a request for continued examination under §1,114, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b)(4). No fees are believed to be due in connection with the filing of this Second Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is hereby authorized to deduct said fees from Vinson & Elkins L.L.P. Deposit Account Vinson & Elkins L.L.P. Deposit Account No. 22-0365/KER020/4-005CON.

REMARKS

The listed documents have been presented to the European Patent Office in opposition to EP 1265570, which claims priority to USSN 09/330,550, the parent of the present application. Applicant has not yet obtained full translations of all the documents, nor has applicant obtained translations of the opponents comments about these documents. Attached hereto, however, is a copy of Applicant's response to the opposition, in which the content of the documents is discussed in English. The Examiner is requested to consider this response in conjunction with the foreign language documents. As more complete translations are obtained, they will be provided.

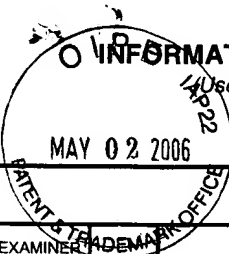
Respectfully submitted,



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Agent for Applicant

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512.542.8446

Date: April 28, 2006

 INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				ATTY DOCKET NO. KER020/4-005CON		APPLICATION NO. 09/899,372	
				APPLICANT(S) Mark E. Van Dyke et al.			
				FILING DATE 07/02/01		GROUP ART UNIT	
U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
U.S. PATENT APPLICATION PUBLICATIONS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	B39	DE 2940220 C2		Germany			✓
	B40	DE 3233665 A1		Germany			✓
	B41	DE 4009617 A1		Germany			✓
	B42	DE 19752837 A1		Germany			✓
	B43	GB 2121281 A		United Kingdom			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
		C126	Zitat aus Rompps Chemie Lexikon "Ausfallung"				
		C127	CTFA International Cosmetic Ingredient Dictionary, Fourth Edition, page 248, 1991				
EXAMINER				DATE CONSIDERED			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				ATTY DOCKET NO. KER020/4-005CON		APPLICATION NO. 09/899,372	
				Mark E. Van Dyke et al.			
				FILING 07/02/01		GROUP ART	

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U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

U.S. PATENT APPLICATION PUBLICATIONS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	B44	GB 692,478	06/10/53	United Kingdom				
	B45	RU 2007181 C1	1991	Russian Federation				✓

OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>			
		C128	"Struktur und Reaktionsfahigkeit der Wollfaser," Meilland Textiberichte, 1942, 7, 313-16
		C129	Blackburn et al., "The action of organic acids on some fibrous proteins: the oxidation of wool keratin," Biochemical Journal, Vol. 49, 554-57, 1951

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FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>			
		C130	Response to Opposition filed March 23, 2006 in European Patent 1 265 570

EXAMINER	DATE CONSIDERED
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